

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S635–691.*

**Measures Introduced:** Thirteen bills and three resolutions were introduced, as follows: S. 2497–2509, and S. Res. 362–364. **Pages S669–70**

#### Measures Passed:

**Authorizing the Use of Emancipation Hall:** Senate agreed to H. Con. Res. 109, authorizing the use of Emancipation Hall in the Capitol Visitor Center for a ceremony to present the Congressional Gold Medal to the foot soldiers who participated in the 1965 Selma to Montgomery marches. **Page S691**

**Congratulating the University of Mount Union Football Team:** Senate agreed to S. Res. 363, congratulating the University of Mount Union football team for winning the 2015 National Collegiate Athletic Association Division III Football Championship. **Page S691**

**Honoring Former Senator Marlow Cook:** Senate agreed to S. Res. 364, relative to the death of Marlow Cook, former United States Senator for the Commonwealth of Kentucky. **Page S691**

#### Measures Considered:

**Energy Policy Modernization Act:** Senate continued consideration of S. 2012, to provide for the modernization of the energy policy of the United States, and taking action on the following amendments proposed thereto: **Pages S637–46, S649**

Pending:

Murkowski Amendment No. 2953, in the nature of a substitute. **Page S637**

Murkowski (for Cassidy/Markey) Amendment No. 2954 (to Amendment No. 2953), to provide for certain increases in, and limitations on, the drawdown and sales of the Strategic Petroleum Reserve. **Page S637**

Murkowski Amendment No. 2963 (to Amendment No. 2953), to modify a provision relating to bulk-power system reliability impact statements. **Page S637**

During consideration of this measure today, Senate also took the following action:

By 46 yeas to 50 nays, 1 responding present (Vote No. 16), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on Murkowski Amendment No. 2953 (listed above). **Pages S645–46**

Senator McConnell entered a motion to reconsider the vote by which cloture was not invoked on Murkowski Amendment No. 2953. **Pages S645–46**

By 43 yeas to 54 nays (Vote No. 17), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to close further debate on the bill. **Page S646**

Senator McConnell entered a motion to reconsider the vote by which cloture was not invoked on the bill. **Page S646**

#### Appointments:

**Joint Congressional Committee on Inaugural Ceremonies:** The Chair, on behalf of the Vice President, pursuant to the provisions of S. Con. Res. 28 (114th Congress), appointed the following Senators to the Joint Congressional Committee on Inaugural Ceremonies: Senators McConnell, Blunt, and Schumer. **Page S691**

**Ebinger Nomination—Agreement:** A unanimous-consent-time agreement was reached providing that at 5 p.m., on Monday, February 8, 2016, Senate begin consideration of the nomination of Rebecca Goodgame Ebinger, of Iowa, to be United States District Judge for the Southern District of Iowa; that there be 30 minutes for debate on the nomination equally divided in the usual form; that upon the use or yielding back of time, Senate vote, without intervening action or debate, on confirmation of the nomination. **Page S650**

**Nomination Confirmed:** Senate confirmed the following nomination:

1 Army nomination in the rank of general. **Page S691**

**Nominations Received:** Senate received the following nominations:

Patrick A. Burke, of the District of Columbia, to be United States Marshal for the District of Columbia for the term of four years.

Stephanie A. Finley, of Louisiana, to be United States District Judge for the Western District of Louisiana.

Claude J. Kelly III, of Louisiana, to be United States District Judge for the Eastern District of Louisiana.

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Messages from the House: Page S669

Measures Referred: Page S669

Executive Reports of Committees: Page S669

Additional Cosponsors: Pages S670–71

Statements on Introduced Bills/Resolutions: Pages S671–75

Additional Statements: Pages S667–69

Amendments Submitted: Pages S675–90

Authorities for Committees to Meet: Page S690

Privileges of the Floor: Page S690

Record Votes: Two record votes were taken today. (Total—17) Page S646

**Adjournment:** Senate convened at 10 a.m. and adjourned, as a further mark of respect to the memory of the late Senator Marlow Cook, in accordance with S. Res. 364, at 5:47 p.m., until 2 p.m. on Monday, February 8, 2016. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S691.)

## Committee Meetings

(Committees not listed did not meet)

### BUSINESS MEETING

*Committee on Armed Services:* Committee ordered favorably reported one nomination in the Army.

### AFGHANISTAN

*Committee on Armed Services:* Committee concluded a hearing to examine the situation in Afghanistan, after receiving testimony from General John F. Campbell, USA, Commander, Resolute Support, and Commander, United States Forces—Afghanistan, Department of Defense.

### INTERMODAL USF SUPPORT FOR RURAL AMERICA

*Committee on Commerce, Science, and Transportation:* Subcommittee on Communications, Technology, Innovation, and the Internet concluded a hearing to examine ensuring intermodal Universal Service Fund support for rural America, after receiving testimony from Darrington Seward, Seward and Son Planting Company, Louise, Mississippi; Steven K. Berry, Competitive Carriers Association, Washington, D.C.; James G. Carr, All Points Broadband, Ashburn, Virginia, on behalf of the Wireless Internet Service Providers Association; Michael Rapelyea, ViaSat, Inc., Arlington, Virginia; and LeRoy T. Carlson, Jr., United States Cellular Corporation, Chicago, Illinois.

### NOMINATIONS

*Committee on Finance:* Committee concluded a hearing to examine the nominations of Mary Katherine Wakefield, of North Dakota, to be Deputy Secretary of Health and Human Services, who was introduced by Senators Hoeven, Heitkamp, and former Senator Kent Conrad, Andrew LaMont Eanes, of Kansas, to be Deputy Commissioner of Social Security, who was introduced by Senator Roberts, and Elizabeth Ann Copeland, of Texas, who was introduced by Senator Cornyn, and Vik Edwin Stoll, of Missouri, both to be a Judge of the United States Tax Court, after the nominees testified and answered questions in their own behalf.

### NOMINATION

*Committee on Homeland Security and Governmental Affairs:* Committee concluded a hearing to examine the nomination of Beth F. Cobert, of California, to be Director of the Office of Personnel Management for a term of four years, after the nominee testified and answered questions in her own behalf.

### INTELLIGENCE

*Select Committee on Intelligence:* Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to the call.

# House of Representatives

## *Chamber Action*

**Public Bills and Resolutions Introduced:** 27 public bills, H.R. 4460–4486; 6 resolutions, H. Res. 602–607, were introduced. **Pages H589–91**

**Additional Cosponsors:** **Page H592**

**Report Filed:** A report was filed today as follows: H.R. 901, to prohibit accessing pornographic web sites from Federal computers, and for other purposes (H. Rept. 114–415). **Page H589**

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Mooney (WV) to act as Speaker pro tempore for today. **Page H569**

**Financial Institution Customer Protection Act:** The House passed H.R. 766, to provide requirements for the appropriate Federal banking agencies when requesting or ordering a depository institution to terminate a specific customer account, and to provide for additional requirements related to subpoenas issued under the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, by a yeas-and vote of 250 yeas to 169 nays, Roll No. 63. **Pages H570–83**

Rejected the Castor (FL) motion to recommit the bill to the Committee on Financial Services with instructions to report the same back to the House forthwith with an amendment, by a yeas-and-nay vote of 177 yeas to 240 nays, Roll No. 62. **Pages H581–82**

Pursuant to the Rule, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114–41 shall be considered as an original bill for the purpose of amendment under the five-minute rule. **Page H578**

Agreed to:

Sherman amendment (No. 1 printed in part B of H. Rept. 114–414) that clarifies that H.R. 766 does not prevent federal banking regulators from requesting or requiring a financial institution to terminate a relationship with a customer because (1) the customer poses a threat to national security, (2) is engaged in terrorist financing, (3) is doing business with Iran, North Korea, Syria, or another State Sponsor of Terrorism, or (4) is doing business with an entity in any of those countries; and **Pages H578–79**

Gosar amendment (No. 2 printed in part B of H. Rept. 114–414) that requires notice to banking customers if a customer account is terminated at the direction of federal banking regulators. **Pages H579–80**

H. Res. 595, the rule providing for consideration of the bills (H.R. 1675) and (H.R. 766) was agreed to yesterday, February 3rd.

**Committee Resignation:** Read a letter from Representative Johnson (OH) wherein he resigned from the Committee on Science, Space, and Technology. **Page H583**

**Committee Resignation:** Read a letter from Representative Bost wherein he resigned from the Committee on Small Business. **Pages H583–84**

**Committee Resignation:** Read a letter from Representative Blackburn wherein she resigned from the Committee on the Budget. **Page H584**

**Committee Elections:** The House agreed to H. Res. 602, electing certain Members to standing committees of the House of Representatives. **Page H584**

**Ranking Members of a certain standing committee of the House of Representatives:** The House agreed to H. Res. 603, ranking Members of a certain standing committee of the House of Representatives. **Page H584**

**READ Act:** The House agreed to take from the Speaker's table and concur in the Senate amendment to H.R. 3033, to require the President's annual budget request to Congress each year to include a line item for the Research in Disabilities Education program of the National Science Foundation and to require the National Science Foundation to conduct research on dyslexia. **Page H584**

**Meeting Hour:** Agreed by unanimous consent that when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, February 8th and that the order of the House of January 5, 2016, regarding morning-hour debate not apply on that day. **Page H587**

**Senate Message:** Message received from the Senate by the Clerk and subsequently presented to the House today appear on page 570.

**Quorum Calls—Votes:** Two yeas-and-nay votes developed during the proceedings of today and appear on pages H582 and H583. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 12:54 p.m.

## *Committee Meetings*

### NAVAL STRIKE FIGHTERS: ISSUES AND CONCERNS

**Committee on Armed Services:** Subcommittee on Tactical Air and Land Forces held a hearing entitled "Naval Strike Fighters: Issues and Concerns". Testimony was heard from Lieutenant General Jon M.

Davis, USMC, Deputy Commandant of the Marine Corps for Aviation (DC(A)), U.S. Marine Corps; Rear Admiral Michael C. Manazir, USN, Director, Air Warfare Division (N98), U.S. Navy; and Rear Admiral Michael T. Moran, USN, Program Executive Officer Tactical Aircraft, U.S. Navy.

### THE CONGRESSIONAL BUDGET OFFICE'S BUDGET AND ECONOMIC OUTLOOK

*Committee on the Budget:* Full Committee held a hearing entitled "The Congressional Budget Office's Budget and Economic Outlook". Testimony was heard from Keith Hall, Director, Congressional Budget Office.

### EXAMINING IMPLEMENTATION OF THE BIOLOGICS PRICE COMPETITION AND INNOVATION ACT

*Committee on Energy and Commerce:* Subcommittee on Health held a hearing entitled "Examining Implementation of the Biologics Price Competition and Innovation Act". Testimony was heard from Sean Cavanaugh, Deputy Administrator and Director of the Center of Medicare, Centers for Medicare and Medicaid Services; and Janet Woodcock, Director, Center for Drug Evaluation and Research, Food and Drug Administration.

### ANOTHER SURGE OF ILLEGAL IMMIGRANTS ALONG THE SOUTHWEST BORDER: IS THIS THE OBAMA ADMINISTRATION'S NEW NORMAL?

*Committee on the Judiciary:* Subcommittee on Immigration and Border Security held a hearing entitled "Another Surge of Illegal Immigrants Along the Southwest Border: Is this the Obama Administration's New Normal?". Testimony was heard from Steven McCraw, Director, Texas Department of Public Safety; and public witnesses.

### DEVELOPMENTS IN THE PRESCRIPTION DRUG MARKET: OVERSIGHT

*Committee on Oversight and Government Reform:* Full Committee held a hearing entitled "Developments in the Prescription Drug Market: Oversight". Testi-

mony was heard from Janet Woodcock, Director, Center for Drug Evaluation and Research, Food and Drug Administration; Keith Flanagan, Director, Office of Generic Drug Policy, Food and Drug Administration; and public witnesses.

### A REVIEW OF RECOMMENDATIONS FOR NSF PROJECT MANAGEMENT REFORM

*Committee on Science, Space, and Technology:* Subcommittee on Research and Technology; and Subcommittee on Oversight, held a joint hearing entitled "A Review of Recommendations for NSF Project Management Reform". Testimony was heard from Richard Buckius, Chief Operating Officer, National Science Foundation; Allison Lerner, Inspector General, National Science Foundation; and a public witness.

### BUSINESS MEETING

*Committee on Small Business:* Full Committee held a markup on Views and Estimates on the President's FY 2017 Budget for the Small Business Administration. The Views and Estimates were adopted.

### BUSINESS MEETING

*Permanent Select Committee on Intelligence:* Full Committee held a business meeting on consideration of a Committee Report. The Committee Report was adopted. A portion of the meeting was closed.

## Joint Meetings

No joint committee meetings were held.

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### COMMITTEE MEETINGS FOR MONDAY, FEBRUARY 8, 2016

*(Committee meetings are open unless otherwise indicated)*

#### Senate

No meetings/hearings scheduled.

#### House

No hearings are scheduled.

*Next Meeting of the SENATE*

2 p.m., Monday, February 8

*Next Meeting of the HOUSE OF REPRESENTATIVES*

2 p.m., Monday, February 8

## Senate Chamber

**Program for Monday:** After the transaction of any morning business (not to extend beyond 5 p.m.), Senate will begin consideration of the nomination of Rebecca Goodgame Ebinger, of Iowa, to be United States District Judge for the Southern District of Iowa, and vote on confirmation of the nomination at approximately 5:30 p.m.

## House Chamber

**Program for Monday:** House will meet in Pro Forma session at 2 p.m.

## Extensions of Remarks, as inserted in this issue

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